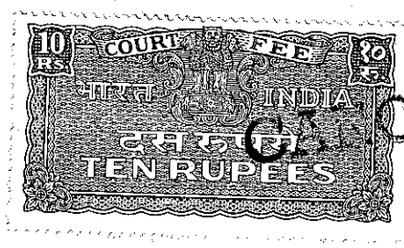

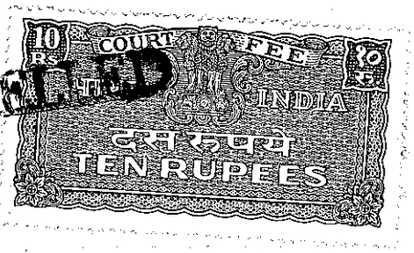

FILED

1091

(13)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH).

Writ Petition No. 120 **/2001.**

PETITIONER : Manoranjan Mandal
s/o Upendra Nath Mandal aged about 35 years, caste Namosudra (Bengali) Occupation Panchayat Secretary, Gram Panchayat Vikaspalli, Block Koilibeda, Tahsil Pakhanjore, Distt: KANKER (Chhattisgarh).

VERSUS

RESPONDENTS :

1. State of Chhattisgarh through the Secretary, Panchayat Department, D.K.Bhawan, RAIPUR (Chhattisgarh).
2. The Collector, KANKER (Chhattisgarh).
3. Chief Executive Officer, Block Koilibeda, Tahsil Pakhanjor, Distt: KANKER (Chhattisgarh).
4. Manku Ram Gond, Sarpanch, Gram Panchayat, Toka Jalebi, Block Koilibeda, Distt: KANKER (Chhattisgarh).

P. R. No. 125/2 presented by Shri Shailendra Verma dated 9/1/01

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA-FOR ISSUANCE OF WRIT/ ORDER/DIRECTION OR OTHER WRITS/ORDERS/ IN THE LIKE NATURE.

आदेश पत्रक (सुपनिषद्)

आदेश का दिनांक आदेश संख्या सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
1.3.2001	Shri R.N.Jha for the petitioner. Shri A.K.Tiwari, P.L. for the respondents. Heard. The reliefs claimed in this petition are that the petitioner should be allowed to continue without any fear and apprehension in his mind. This relief is prayed for because according to the petitioner there is so much pressure put upon him to remove him from service. However, it appears that since he is continuing as Secretary, on ~~xxxx~~ mere apprehension it is not possible for this Court to issue any direction not to remove him or to take any action against him. Therefore, in my view, the relief that he should not be removed is not available in the present writ petition. The second relief as regards his pay and allowances said to have been withheld without giving any reason from October 1999	

Please fix photocopy

(23)

XI-HC-22

उच्च न्यायालय, ~~मध्यप्रदेश, जबलपुर~~ Chhatisgarh, Bilaspur

आदेश पत्रक

WP. 120

मामला क्रमांक ..... सन् ~~199~~ 2001

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

till date. Counsel representing the respondents does not controvert this part of the allegation. In my view, if that is so, the relief as regards the claim of payment of remuneration to the petitioner should be allowed.

In the result, the petition is disposed of with direction that the writ petitioner shall be paid his pay and allowances w.e.f. October 1999 till date. Arrears of pay and allowances shall be released to the petitioner within one month from the date of receipt of this order. Further, thereafter as long as the petitioner continues to serve as Secretary, he shall be entitled to get pay and allowances prescribed in this regard regularly.

The petition is disposed of.

Sd/-
Chief Justice

[पीछे देखिये

2/3